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7 UNITED STATES DISTRICT COURT FOR THE
8 WESTERN DISTRICT OF WASHINGTON
9 AT TACOMA

10 UNITED STATES OF AMERICA,
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12 Plaintiff,

13 v.

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15 MARCUS SHIN, MICHAEL SHIN and
16 NISAI RANDY TA,
17 Defendants.

NO. CR19-5288BHS
ORDER CONTINUING TRIAL

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19 Based on General Orders No. 01-20 and No. 02-20, the Court determines that trial in
20 this case cannot proceed on the currently scheduled date of May 19, 2020. For the reasons
21 detailed in General Order No. 02-20, the ends of justice served by a continuance outweigh
22 the best interests of the public and the defendant in a speedy trial. 18 U.S.C. § 3161(h)(7)(A),
23 (B)(i), (iv).

24 IT IS THEREFORE ORDERED that the trial date and other dates shall be continued.

25 The trial date of May 19, 2020, and all other upcoming dates in this case, are hereby
26 VACATED.

27 The parties shall file a Joint Status Report on or before June 1, 2020, with an agreed
28 proposed schedule for a trial date and all pretrial deadlines. If the parties do not agree on a

1 proposed schedule, each side shall set forth, in a single report, separate proposals for the trial
2 date and pretrial deadlines.

3 IT IS FURTHER ORDERED that the time between today's date and June 1, 2020, is
4 excluded in computing the time within which trial must commence because the ends of
5 justice served by this continuance outweigh the best interest of the public and the defendant
6 in a speedy trial. 18 U.S.C. § 3161(h)(7)(A). Failure to order this continuance would likely
7 make trial impossible and result in a miscarriage of justice and would deny counsel for the
8 defendant and government counsel the reasonable time necessary for effective preparation,
9 taking into account the exercise of due diligence. *Id.* § (B)(i), (iv).

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11 Dated this 8th day of April, 2020.

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15 BENJAMIN H. SETTLE
16 United States District Judge
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